

**CONTROLLED SUBSTANCES BOARD  
MADISON, WI  
MINUTES  
OCTOBER 1, 2003**

**PRESENT:** Yvonne Bellay, Cynthia Benning, R.Ph; Robert Block, Doug Englebert, R.Ph; Thomas Rudy, Ph.D.

**STAFF PRESENT:** Thomas Ryan, Bureau Director; Wayne Austin, Legal Counsel; Pamela Meicher and DOE Staff for portions of the meeting.

**GUESTS:** Michael Grafton, Drug Enforcement Administration

**CALL TO ORDER**

Chair Cynthia Benning called the meeting to order at 9:00 a.m. A quorum of 5 members was present.

**AGENDA**

**Additions to agenda:** SUA Application – Quintessence Biosciences  
Summary Reports on Pending Court Cases, Disciplinary Cases,  
Administrative Rules and Legislation

**MOTION:** Doug Englebert moved, seconded by Yvonne Bellay, to approve the agenda with additions. Motion carried unanimously.

**MINUTES OF AUGUST 6, 2003**

**Amendment:** Page 2 – Correct third heading and paragraph:

**PUBLIC HEARING ON PROPOSED RULE TO CO-SCHEDULE GAMMA-  
HYDROXYBUTYRIC ACID (GBH) IN SCHEDULE I AND III OF THE  
CONTROLLED SUBSTANCES ACT**

A public hearing was held on proposed rules relating to co-scheduling Gamma-hydroxybutyric acid (GBH) to a schedule III controlled substance, under the Uniform Controlled Substances Act. No public comments were presented at the hearing.

**MOTION:** Yvonne Bellay moved, seconded by Doug Englebert, to approve the minutes of August 6, 2003 as amended. Motion carried unanimously.

Legal Counsel William Black advised the Board that Clearinghouse Rules 03-056 and 03-057 were sent to the legislature in August, and he anticipates that they should be back to the Board for adoption at the December meeting.

## **ADMINISTRATIVE REPORT**

Tom Ryan gave the Administrative Report. Mr. Ryan noted that the Board member workshop will be held on October 14, 2003 and that Cynthia Benning will take part in the panel discussion covering what it means to be a responsible regulator.

### **21 CFT 1310 – ESTABLISHMENT OF A THRESHOLD FOR GAMMA-BUTYROLACTONE – DISCUSSION**

The Board discussed the reporting and registration changes required by this recently issued federal rule. The rule excludes from the definition of a “regulated transaction” all transactions of 4,000 kilograms or more in a single container.

### **DOE MONTHLY DRUG THEFT AND LOSS REPORT**

Noted.

### **DRUG SUMMARY REPORTS**

Noted.

### **SPECIAL USE AUTHORIZATION APPLICATIONS**

#### **SARAH LIND – THREE DOG CANINE TRAINING – MONTELLO, WI – REVIEW FOR APPROVAL**

**MOTION:** Robert Block moved, seconded by Thomas Rudy, to approve the SUA request of Sarah Lind-Three Dog Canine Training – Montello, WI. Motion carried unanimously.

#### **DONNA PAULNOCK – UW MADISON – REVIEW FOR APPROVAL**

**MOTION:** Yvonne Bellay moved, seconded by Thomas Rudy, to approve the SUA request of Donna Paulnock – UW Madison. Motion carried unanimously.

#### **ALAN CARLIN – ISP TECHNOLOGIES, INC. – TEXAS CITY, TX**

**MOTION:** Robert Block moved, seconded by Thomas Rudy, to approve the SUA request of Alan Carlin – ISP Technologies, Inc. – Texas City, TX. Motion carried unanimously.

#### **FRANK STEVENS – ISP CHEMICALS, INC. – CALVERT CITY, KY**

**MOTION:** Yvonne Bellay moved, seconded by Robert Block, to approve the SUA request of Frank Stevens – ISP Chemicals, Inc. – Calvert City, KY. Motion carried unanimously.

## **GORAN HELLEKANT – UW MADISON – REVIEW FOR APPROVAL**

**MOTION:** Thomas Rudy moved, seconded by Yvonne Bellay, to write a letter to Goran Hellekant – UW Madison, with a copy to the Dean of the UW School of Veterinary Medicine, advising him that he has until December to complete his SUA. Motion carried unanimously.

## **PRESENTATION AND REVIEW OF SPECIAL USE AUTHORIZATIONS THAT MAY ABE RECEIVED IN THE BUREAU AFTER MAILING OF AGENDA**

### **QUINTESSENCE BIOSCIENCES – MADISON, WI**

**MOTION:** Doug Englebert moved, seconded by Robert Block, to approve the SUA request of Quintessence Biosciences – Madison, WI. Motion carried unanimously.

## **DRL SUMMARY REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES, ADMINISTRATIVE RULES AND LEGISLATION**

Tom Ryan updated the Board on the VEB language covering emergency kits for controlled substances at deer farms. Mr. Ryan informed the Board that the emergency kits would be used for sedation and transportation only. The VEB is reviewing its practice act and the DEA protocol. Mr. Ryan will keep the CSB apprised of the status of the VEB rule.

## **INFORMATIONAL ITEMS**

Tom Ryan reported that Deputy Secretary Mary Schlaefter testified before the legislature on the methodology used on the Department's fee study conducted by Grant Thornton. After a brief discussion the Board decided that they will send a letter requesting that the Legislative Audit Bureau conduct their audit in a timely manner.

**MOTION:** Yvonne Bellay moved, seconded by Robert Block, to send a letter requesting the Legislative Audit Bureau conduct the audit on the methodology used for fees during the department audit, in a timely manner. Motion carried unanimously.

## **OTHER BOARD BUSINESS**

The 2004 meeting dates will be made available at the December meeting.

## **ADJOURNMENT**

**MOTION:** Thomas Rudy moved, seconded by Robert Block, to adjourn the meeting at 10:27 a.m. Motion carried unanimously.

**Next Meeting: Wednesday, December 3, 2003 – 9:00 a.m., Room 179A**